UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF OHIO EASTERN DIVISION

Tonya Mitchell, et al.,

:

Case No. 2:11-cy-01057

Plaintiffs,

: Judge James L. Graham

vs. : Mag. Judge Elizabeth Preston Deavers

:

Westerville City School District : Board of Education, et al., :

:

Defendants. :

STIPULATION OF DISMISSAL

Pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure, Plaintiffs hereby stipulate to the dismissal of the Defendant Westerville Police Division. This dismissal is **with** prejudice. The claims against the other Defendants in this case remain pending.

/s/Byron L. Potts

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<u>/s/ Julia R. Baxter</u>

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CERTIFICATE OF SERVICE

I hereby certify that on May 22, 2013, a copy of the foregoing was filed electronically.

Notice of this filing will be sent to all parties by operation of the Court's electronic filing system.

Parties may access this filing through the Court's system.

/s/ Julia R. Baxter

Julia R. Baxter (0086648)

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